

PILLSBURY & LEVINSON, LLP
The Transamerica Pyramid
600 Montgomery Street, 31st Floor · San Francisco, CA 94111

Philip L. Pillsbury, Jr. (SBN 72261)
Vedica Puri (SBN 176252)
Eric K. Larson (SBN 142791)
PILLSBURY & LEVINSON, LLP
The Transamerica Pyramid
600 Montgomery Street, 31st Floor
San Francisco, CA 94111
Telephone: (415) 433-8000
Facsimile: (415) 433-4816
ppillsbury@pillsburylevinson.com
vpuri@pillsburylevinson.com
rlarson@pillsburylevinson.com

Attorneys for Plaintiff
COPART INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

COPART INC.,

Plaintiff,

vs.

CRUM & FORSTER INDEMNITY
COMPANY, UNITED STATES FIRE
INSURANCE COMPANY, and DOES 1-10,
Inclusive,

Defendants.

AND RELATED COUNTERCLAIM

Case No. C 07 2684 CW-EDL

E-FILING

**ORDER GRANTING IN PART
PLAINTIFF COPART, INC.'S
MOTION FOR PROTECTIVE ORDER**

Action Filed: March 20, 2007
Trial Date: November 10, 2008

Plaintiff Copart Inc.'s ("Copart") Motion for a Protective Order prohibiting defendant United States Fire Insurance Company ("USFIC") from making site inspections pursuant to its First Set of Entry (Site Inspection) Requests served on March 26, 2008 and a Second Set of Entry (Site Inspection) Requests served on April 28, 2008 came on regularly for hearing on

June 17, 2008 in Courtroom E of the above-captioned Court, the Honorable Elizabeth D. LaPorte presiding. Eric K. Larson, Pillsbury & Levinson LLP appeared on behalf of Copart. Judith Whitehouse, Bullivant Houser Bailey PC appeared on behalf of USFIC. After consideration of Plaintiff Copart, Inc.'s Motion For Protective Order, the papers filed in support of and in opposition to the motion, and the arguments of counsel, the Court has determined that, good cause appearing, the motion is GRANTED in part as follows.

1. The Second Set of Entry (Site Inspections) Requests are barred in their entirety by the Court's April 14, 2008 Order Re Extension of Discovery and Dispositive Motion Deadlines, and Copart's motion is granted with respect to that Second Set.

2. With regard to the First Set of Entry Requests, USFIC may choose three of the ten yard locations listed in that request and conduct inspections of those three locations only. Copart's motion is granted with respect to the remaining seven locations.

3. By June 20, 2008, USFIC shall notify Copart of the three locations from its First Set that it chooses to inspect and the identity of the consultants who will be performing the inspections. By June 25, 2008, the parties will meet and confer regarding a schedule for and scope of the inspections.

Dated: June 25, 2008 _____

